NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)	Docket No. LWEP:120US

OIPE
SEP 02 2005
PATENT & TRADEMARK OFFICE

In Re Application Of: **GILBERT, Manfred**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/678,442	10/02/2003	AMARI, A.	24041	2872	1582

Invention: **PORTABLE MICROSCOPE HAVING AN ILLUMINATION DEVICE, AND MICROSCOPE STAGE**

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **May 31, 2005** finally rejecting Claim(s) **1-3, 7-10, and 13-15**

The fee for this Notice of Appeal is: **$500.00**

- ☒ A check in the amount of the fee is enclosed.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **50-0822**
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Signature

Dated: **August 31, 2005**

09/06/2005 EFLORES 00000041 10678442
01 FC:1401 500.00 OP

Robert P. Simpson, Esq.
Registration No. 33,034
Simpson & Simpson, PLLC
5555 Main Street
Williamsville, NY14221-5406
Telephone No.: 716-626-1564

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on **August 31, 2005**
(Date)

Signature of Person Mailing Correspondence

Robert P. Simpson

Typed or Printed Name of Person Mailing Correspondence

RPS/LAC
cc: